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APPLICATION NO. FILING DATE FIRST NAMED INVENTOR				ATTORNEY DOCKET NO.	CONFIRMATION NO.	
10/647,675	10/647,675 08/25/2003		David L. Brown	DP-308419	2914	
22851	7590	01/28/2005		EXAMINER		
		LOGIES, INC.	PHAN, THIEM D			
M/C 480-41 PO BOX 50				ART UNIT	PAPER NUMBER	
TROY, MI	48007			3729		
				DATE MAILED: 01/28/2005	5	

Please find below and/or attached an Office communication concerning this application or proceeding.

This action is FINAL. 2b) This action is non-final. 3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under Ex parte Quayle, 1935 C.D. 11, 453 O.G. 213. Disposition of Claims 4) Claim(s) 1-36 is/are pending in the application. 4a) Of the above claim(s) 29-36 is/are withdrawn from consideration. 5) Claim(s) is/are allowed. 6) Claim(s) is/are objected. 7) Claim(s) is/are objected to. 8) Claim(s) 1-28 are subject to restriction and/or election requirement. Application Papers 9) The specification is objected to by the Examiner. 10) The drawing(s) filed on is/are: a) accepted or b) objected to by the Examiner. Applicant may not request that any objection to the drawing(s) be held in abovance. See 37 CFR 1.85(a). Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d). 11) The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152. Priority under 35 U.S.C. § 119 12) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f). a) All b) Some * c) None of: 1. Certified copies of the priority documents have been received. 2. Certified copies of the priority documents have been received in Application No. 3. Copies of the certified copies of the priority documents have been received in Application No. 3. All b) Some * c) None of: 1. Certified copies of the priority documents have been received in Application No. 3. Copies of the certified copies of the priority documents have been received in Application No. 3. Paper Noticy Mail Date. *See the attached detailed Office action for a list of the certified copies not received.					1	
## Examiner			Applicati r	Ν.	Applicant(s)	
Tim Phan 3729 - The MAILING DATE of this communication appears in the cover sheet with the corresp indence address— eriod for Reply A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 1 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION. THE MAILING DATE OF THIS COMMUNICATION. If the period for reply specified above is less than thery (30) days, a reply within the stationy minimum of thirty (30) days will be considered timely. If the period for reply specified above is less than thery (30) days, a reply within the stationy minimum of thirty (30) days will be considered timely. If the period for reply specified above is less than thery combine above you within the stationy minimum of thirty (30) days will be considered timely. If the period for reply specified above is less than there months after the mailing date of this communication. Any reply recalcularly the consideration of the period part of the communication. Any reply recalcularly is a communication for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under Ex parte Quayle, 1935 C.D. 11, 453 O.G. 213. Disposition of Claims 4) Claim(s) 1-26 is/are pending in the application. 4a) Of the above claim(s) 29-36 is/are withdrawn from consideration. 5) Claim(s) is/are allowed. 6) Claim(s) is/are allowed. 6) Claim(s) is/are allowed. 8) Claim(s) 1-28 are subject to restriction and/or election requirement. Application Papers 9) The specification is objected to by the Examiner. 10) The drawing(s) filed on is/are: a) accepted or b) objected to by the Examiner. Application Papers 9) The specification is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f). 2) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f). 3) All b) Some 'c) None of: 1 Certified copies of the priority documents have been rece			10/647,675		BROWN ET AL.	
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DETAILED ACTION

Election/Restrictions

1. Applicants' election without traverse of Group I, Claims 1-28, filed on 12/09/04 is acknowledged.

The Restriction mailed on or about 11/29/04 has been carefully reviewed and is held to be proper as far as it goes. However the Restriction should have restricted the methods further as shown hereinbelow. Hence a second Restriction is necessary.

- 2. Restriction to one of the following inventions is required under 35 U.S.C. 121:
 - I-A. Claims 1-16, drawn to a method for making a dynamoelectric machine, classified in class 29, subclass 596;
 - I-B. Claims 17-28, drawn to another method for making a dynamoelectric machine, classified in class 29, subclass 837.
- 3. The inventions are distinct, each from the other because of the following reasons:

Inventions I-A and I-B are related as combination and subcombination. Inventions in this relationship are distinct if it can be shown that (1) the combination as claimed does not require the particulars of the subcombination as claimed for patentability, and (2) that the subcombination has utility by itself or in other combinations (MPEP § 806.05(c)). In the instant

case, the combination as claimed does not require the particulars of the subcombination as claimed because the method for making a dynamoelectric machine as recited in Group I-A does not require a tooth tip that is including a pair of legs with a recess disposed therebetween, as required by Group I-B. The subcombination, Invention I-B, has separate utility such as establishing each slot which includes two sides where an open end is located between the tooth tips and a closed end is adjacent to the yoke.

Because these inventions are distinct for the reasons given above and have acquired a separate status in the art as shown by their different classification, restriction for examination purposes as indicated is proper.

Because these inventions are distinct for the reasons given above and have acquired a separate status in the art because of their recognized divergent subject matter, restriction for examination purposes as indicated is proper.

Because these inventions are distinct for the reasons given above and the search required for Group I-A is not required for Group I-B, restriction for examination purposes as indicated is proper.

4. A telephone call was made to Jimmy L. Funke (248-813-1214) on 1/27/05 to request an oral election to the above restriction requirement, but did not result in an election being made.

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Applicants are advised that the reply to this requirement to be complete must include an election of the invention to be examined even though the requirement be traversed (37 CFR 1.143).

Applicants are reminded that upon the cancellation of claims to a non-elected invention, the inventorship must be amended in compliance with 37 CFR 1.48(b) if one or more of the currently named inventors is no longer an inventor of at least one claim remaining in the application. Any amendment of inventorship must be accompanied by a request under 37 CFR 1.48(b) and by the fee required under 37 CFR 1.17(i).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Tim Phan whose telephone number is 571-272-4568. The examiner can normally be reached on M - F, 9AM - 5PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Peter Vo can be reached on 571-272-4690. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR

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system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

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Tim Phan Examiner Art Unit 3729

tp January 27, 2005 CARL J. ARBES PRIMARY EXAMINER